

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Susumu YAMAGUCHI et al.

Application No.: 10/578,254

Confirmation No.: 6745

Filed: February 5, 2007

Art Unit: 1794

For: BODY TASTE IMPROVER COMPRISING
LONG-CHAIN HIGHLY UNSATURATED
FATTY ACID AND/OR ESTER

Examiner: L. Williams

STATEMENT OF SUBSTANCE OF INTERVIEW

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

July 28, 2010

Sir:

Applicants representative conducted a telephonic interview with the Examiner and her Supervisor on July 14, 2010. The interview discussion centered on claims 16, 18, 21, 23 and 25 as they appeared in the amendment filed on July 2, 2010.

Specifically, with respect to the claim amendments directed to the rejections under 35 USC § 112, 2nd paragraph, the Examiner and her Supervisor agreed that the amendments overcame the rejections based on indefinite claim language. Agreement was also reached regarding the obviousness rejections. That is, the Examiner and her Supervisor agreed that the Hiroshi reference could not be considered a vegetable fat and oil composition and that the Yoshitaka reference did not supplement Hiroshi. Consequently, all agreed that the obviousness rejections based on these references had been overcome.

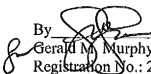
The Examiner stated that she would conduct a new search and an Office Action with those findings would be sent out.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Susan W. Gorman, Ph.D, Reg. No. 47,604 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

Dated: July 28, 2010

Respectfully submitted,

By  #47,604
Gerald M. Murphy, Jr.
Registration No.: 28,977
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(858) 792-8855
Attorney for Applicant